

ANNUAL AC MEGAWATT AFFIDAVIT  
CORTLAND COUNTY INDUSTRIAL DEVELOPMENT AGENCY  
PROJECT

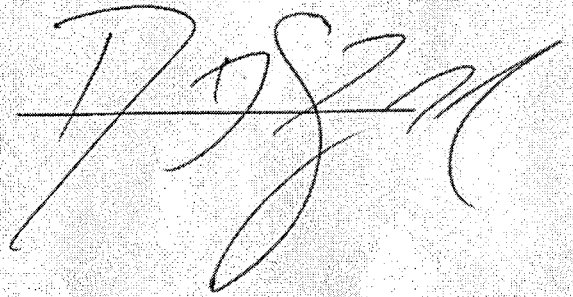
STATE OF California )  
COUNTY OF San Diego ) ss.:

David Trepeck, being duly sworn deposes and says:

1. I am the Manager of Yellow 3 LLC (the "Company") and make this Affidavit pursuant to the terms of the PILOT and Uniform Project and Lease Agreement dated as of 3/1/2021 between the Cortland County Industrial Development Agency and the Company.

2. The total AC megawatt capacity of the Project Facility is 3 MW.

3. The Commercial Operations Date of the Project Facility is 10/14/2022. "Commercial Operations Date" means the first date on which the Project Facility is fully operational, connected to the local power grid, and duly authorized to deliver and sell electricity.



Sworn to before me this  
\_\_\_\_ day of \_\_\_\_\_, 202\_\_.

\_\_\_\_\_  
Notary Public

- See Attached Notarial Certificate -

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

## CALIFORNIA JURAT

State of California,

County of

SAN DIEGO

Subscribed and sworn to (or affirmed) before me on this 18<sup>th</sup> day

of

OCTOBER

, 20

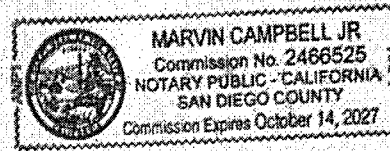
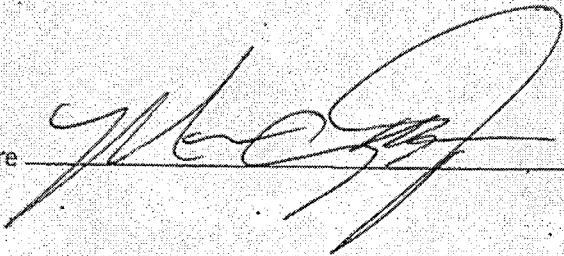
24

, by

DAVID TREPECK

proved to me on the basis of satisfactory evidence to be the person(s)  
who appeared before me.

Signature



(Seal)

### OPTIONAL INFORMATION

Although the information in this section is not required by law, it could prevent fraudulent removal and reattachment of this jurat to an unauthorized document and may prove useful to persons relying on the attached document.

#### Description of Attached Document

This certificate is attached to a document titled/for the purpose of

containing \_\_\_\_\_ pages, and dated \_\_\_\_\_

#### Additional Information

##### Method of Affiant Identification

Proved to me on the basis of satisfactory evidence:  
☒ form(s) of identification ☐ credible witness(es)

Notarial event is detailed in notary journal on:

Page # \_\_\_\_\_ Entry # \_\_\_\_\_

Notary contact: \_\_\_\_\_

Other \_\_\_\_\_

☐ Affiant(s) Thumbprint(s) ☐ Describe: \_\_\_\_\_